

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DONNA MARIE KOZAK, RANDALL  
DAVID DUE, COUNTY OF  
WASHINGTON, KAREN A. MADSEN, in  
her official capacity as;

Defendants.

**8:13CV122**

**MEMORANDUM AND ORDER**

Construed liberally, Defendant Due's Motion to Strike, (Filing No. 33), is actually a response to the plaintiff's motion for summary judgment. Defendant Due's motions for copies, (Filing Nos. 31 and 32) are interpreted as requesting a copy of the Motion to Strike (which raises the legal arguments listed in filings 31 and 32).

Accordingly,

**IT IS ORDERED:**

- 1) Filing number 33 shall be removed from any pending motion list and re-identified as defendant Due's response to the plaintiff's motion for summary judgment.
- 2) Defendant Due's motions for copies, (Filing Nos. 31 and 32) is granted only to the extent that the attached copy of his motion to strike will be sent to the defendant with this order.
- 3) A copy of this order shall be provided to Judge Urbom.

September 9, 2013.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge

TO THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

U.S.A., ex rel

OFFICIALS AND OFFICERS OF THE PUBLIC TRUST  
(PLAINTIFFS WITH COMMERCIAL LIABILITY)  
SADDLED WITH THE BURDEN OF PROOF

VS.

DOMINA MARIE KOZAK, RANDALL DAVID DOE,  
COUNTY OF WASHINGTON, AND KAREN A. MADSEN,  
IN HER OFFICIAL CAPACITY AS REGISTER OF DEEDS  
OF WASHINGTON COUNTY, NEBRASKA  
DEFENDANTS

8:13 CV 122

IS SUBORDINATE TO AND  
OUTRANKED BY

8:12 CR 344

DATE: 17 AUGUST 2013

DEMAND "STRIKE"  
DISMISS "WITH PREJUDICE"

RULE 12 D

NO PRESUMPTION  
ALLOWED

I, RANDALL DOE, HAVE BEEN DENIED "DUE PROCESS OF LAW"  
AND EQUAL PROTECTION OF THE LAW BY BEING FALSELY  
DETAINED IN 4 DIFFERENT JAILS SINCE 9 JULY 2013,  
BY BEING DENIED PROPER COMMUNICATION BY PHONE  
AND BY MAIL TO MY LEGAL DEFENSE RESOURCES  
THESE ARE 5TH AND 14TH AMENDMENT  
CIVIL RIGHTS FELONY OFFENSES BY  
18 USC SECTION 241 AND 242

BECAUSE OF THIS DENIAL OF DUE PROCESS OF LAW  
I WAS NOT MADE AWARE OF PLAINTIFF'S RESPONSE  
TO DEFENDANT RANDALL DAVID DOE'S AFFIDAVIT OF  
CHALLENGE, UNTIL NOW.

GEORGIA, MITCHELL COUNTY

Entered in:

Lien Docket

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FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
13 SEP - 6 PM 1:16  
OFFICE OF THE CLERK



THEREFORE, THIS RESPONSE IS AS TIMELY AS I AM ABLE TO PROVIDE.

I, RANDALL DUE, CERTIFY UNDER MY OWN COMMERCIAL LIABILITY THE FOLLOWING TO BE TRUE, CORRECT, AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

GEORGIA, MITCHELL COUNTY

ALLEGATIONS/CLAIMS

Entered in:  
Lien Docket

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THE 1<sup>ST</sup> DEFECT, RULE 12, IN THIS CASE IS THAT THE LIEN DEBTORS "DEFAULTED" ON THE 90-DAY GRACE PERIOD OF THE 1<sup>ST</sup> AMENDMENT ADMINISTRATIVE OATH/CONSENSUAL PUBLIC COMMERCIAL LIEN PROCESS, NAACI CITIZENS HAVE AS A RIGHT FOR REDRESS OF GRIEVANCES AGAINST PUBLIC OFFICIALS WHO HAVE VIOLATED THEIR REQUIRED OATH TO SUPPORT AND DEFEND THIS NATION, ITS CONSTITUTION, AND THE AMERICAN PEOPLE FROM ALL ENEMIES FOREIGN AND DOMESTIC.

ALSO KNOWN AS REBELLION OR INSURRECTION  
18 USC SECTION 2383

THEREFORE, IT IS IMPOSSIBLE FOR THESE OATH/CONSENSUAL PUBLIC COMMERCIAL LIENS, AGAINST PUBLIC OFFICIALS REBELLION OR INSURRECTION, TO BE FALSE, FICTITIOUS, OR FRAUDULENT, OR BOGUS.







THEREFORE, PLAINTIFF'S "ALLEGED" STATEMENT OF  
FACTS/INFORMATION IS A SCAM/ABUSE OF PROCESS.

A VIOLATION OF ARTICLE IV SECTION 1 OF U.S.A. CONSTITUTION,  
AND A FAILURE TO PROVIDE "FULL DISCLOSURE",  
WHICH IS FRAUD, PREDICATED UPON VIOLATION OF DUE  
PROCESS OF LAW. 5<sup>TH</sup> AND 14<sup>TH</sup> AMENDMENT VIOLATION.

PLAINTIFF'S CLAIM, QUOTE: "I.D. PROPERLY REFERENCED  
MATERIAL FACTS IN MOVANT'S STATEMENT ARE  
CONSIDERED ADMITTED UNLESS CONTROVERTED BY  
THE OPPOSING PARTY'S RESPONSE. "I.D. (EMPHASIS IN ORIGINAL)  
SEE ALSO FED. R. CIV. P. 56 (e)

PLAINTIFF HAS FAILED TO PROVE ANY PART OF THE  
GUTH/CONSENSUAL PUBLIC COMMERCIAL LIENS TO BE  
FALSE, FICTITIOUS, OR FRAUDULENT IN CASE NO.  
8:12 CR 344,

YET PLAINTIFF STATES THAT THE LIENS ARE QUOTE: "BOGUS  
LIENS."

BY PLAINTIFF'S OWN REFERENCING TO THE ABOVE  
CITED REFERENCE, PLAINTIFF IS ADMITTING THE LIENS  
IN QUESTION TO BE VALID, BECAUSE OF LIEN DEBTOR'S  
"DEFAULT", BY FAILING TO CONTROVERT/CONTEST THE  
STATE FACTS IN THE ADMINISTRATIVE LIEN PROCESS  
WITHIN THE 90-DAY GRACE PERIOD.

GEORGIA, MITCHELL COUNTY

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- REQUEST -

REMEDY/RELIEF

DEFENDANT, RANDALL DUE, DEMANDS THE COURT TO  
 "STRIKE" PLAINTIFF'S ALLEGATIONS/CLAIMS FROM  
 THE OFFICIAL RECORDS AS INVALID AND TO  
 DISMISS PLAINTIFF'S CASE "WITH PREJUDICE"  
 BECAUSE OF THE AFORESAID CITED PLAINTIFF'S  
"FRAUD OF PROCESS".

THE "CAUSE OF ACTION" FOR THIS DEMAND IS:

18 USC SECTIONS: -VIOLATIONS-

2- PRINCIPALS

3- ACCESSORY AFTER THE FACT

4- MISPRISION OF FELONY

241- CONSPIRACY OF RIGHTS

242- DEPRIVATION OF RIGHTS UNDER COLOR OF LAW

1513- RETALIATING AGAINST A WITNESS, VICTIM OR INFORMANT

1622- SUBORNATION OF PERJURY

2383- REBELLION OR INSURRECTION

AND RULE 12 AND OTHERS.

NOTICE TO PRINCIPAL IS NOTICE TO AGENT; NOTICE TO AGENT IS NOTICE TO PRINCIPAL

I, RANDALL DUE, EXERCISE THE RIGHT TO AMEND THIS DEMAND  
 ANY OTHER DOCUMENT, IF NECESSARY, IN ORDER THAT  
 THE TRUTH MAY BE MORE FULLY AND CERTAINLY  
 ASCERTAINED AND JUSTLY DETERMINED.

GEORGIA, MITCHELL COUNTY

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8 UD 17 AUGUST 2013  
 Randall Due "WITHOUT RECORDS"  
 U<sup>c</sup> PUBLIC MINISTER

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Randall Doe  
179 Green Street East  
Richmond, GA 31779-1350

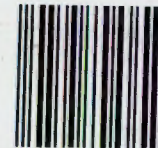
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